S.B.CR MISC. BAIL APPLICATION NO.3321/2006

Date : 03.08.2006

HON'BLE MR. SATYA PRAKASH PATHAK,J.

Mr. R.K. Charan for the applicant.
Mr. V.R. Mehta, Public Prosecutor for State.

Heard learned counsel for the applicant and learned Public Prosecutor for the State and perused the material available on record.

It is a case where the accused-applicant has absconded for 23 years, therefore, in my view, the applicant is not entitled to be given benefit of Section 439 Cr.P.C. but at the same time, I deem it proper to give following direction :

Learned trial court shall expedite trial and decide the matter giving priority to this case as the matter has become quite old on account of absence of the accused applicant.

Learned counsel for the applicant submits that he may be given liberty to move fresh bail application after some time.

In view of the submission made by learned counsel for the applicant, liberty is granted to move fresh bail application as and when considered proper.

The bail application stands dismissed.

(SATYA PRAKASH PATHAK), J.